Combined Declaration and Power of Attorney feet atent Application

Attorney Docket No. 16518.050/CGNE 099.00USRe

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled METHODS AND COMPOSITIONS FOR REGULATED TRANSCRIPTION AND EXPRESSION OF HETEROLOGOUS GENES, the specification of which is attached hereto unless the following box is checked:

\boxtimes	was filed on: <u>May 19, 20</u>	<u>00</u>
	as United States Applicati	ion Number <u>09/574,946;</u> and
	was amended on	(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

U.S. Patent No. 5,753,475, matured from application Serial No. 08/105,852, filed August 10, 1993, and is believed to be wholly or partly inoperative or invalid by reason of the patentees claiming more or less than the patentees had the right to claim in the patent.

- 1. Applicant believes their original patent to be partly inoperative or invalid by reason of the patentee claiming less than patentee had the right to claim in the patent.
- 2. The errors include omission of appropriate method and composition claims supported by the specification for the original US patent, failure to claim priority to co-pending application serial no. 07/988,158, and failure of the USPTO to properly acknowledge the priority claimed to co-pending application serial nos. 07/078,924, 07/437,764 and 07/826,696 as designated in the executed declaration submitted on October 18, 1993.
- 3. All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the Applicant.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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Send Correspondence to:

ARNOLD & PORTER

555 12th Street, N.W. Washington, D.C. 20004-1206 Facsimile: (202) 942-5999

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon

Applicant, Patentee and Assignor: Christine K. Shewmaker Signature: Date: Citizenship: United States of America 1409 Spring Creek Post Office Address: Woodland, CA 95695 same as Post Office Address. Residence Address: Applicant, Patentee and Assignor: Catherine M. Houck Citizenship: United States of America Post Office Address: 172 Carmel Court Vacaville, CA 95686 same as Post Office Address. Residence Address: Applicant, Patentee and Assignor: Vic C. Knauf Signature: Date: Citizenship: United States of America Post Office Address: 1013 Hillview Lane

Winters, CA 95694

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Residence Address:

Signature:	Date:	
Citizenship: United State	s of America	
Post Office Address:	538 Reed Drive	
	Davis, CA 95616	
Residence Address:	same as Post Office Address.	
Applicant, Patentee and Assignor:	Daniel Facciotti	*
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		. '
	_	
Signature:	Date:	
Citizenship: United State	s of America	
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Combined Declaration and Power of Attorney 105 Patent Application

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11835 NE YEOMALT PT DR
BAINBRIDGE ISLAND, WA
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